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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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|--------------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 06-0030 JSW |
| |) | |
| Plaintiff, |) | |
| |) | STIPULATION AND PROPOSED |
| v. |) | ORDER DOCUMENTING |
| |) | <u>EXCLUSION OF TIME</u> |
| NANCY TAN, JOHNNY LEE TAN, and |) | |
| KEVIN PUA, |) | |
| |) | |
| Defendants. |) | |

With the agreement of the parties in open court on June 15, 2006, and with the consent of the defendants Nancy Tan, Johnny Lee Tan and Kevin Pua, the Court enters this order (1) setting a hearing on September 28, 2006 at 2:30 p.m. and (2) documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from June 15, 2006 to September 28, 2006. The parties agree, and the Court finds and holds, as follows:

1. All three defendants appeared before the Court with counsel on June 15, 2006. Counsel informed the Court that the government had produced a large amount of discovery and that defense counsel were in the process of obtaining several additional boxes of discovery, as well as images of numerous computers. Further, new counsel had just been appointed to represent the defendant Nancy Tan, and new counsel had been assigned in the Federal Public Defender's Office to represent the defendant Kevin Pua. Given the complexity of the case, these

new attorneys need time to review the discovery that has already been produced, and all counsel need additional time to review the discovery that has not yet been obtained. Continuing the case until September 28, 2006 will give counsel the opportunity to accomplish all of these objectives.

2. The Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, granting the continuance until September 28, 2006 is necessary based on the complex nature of this case arising from the large amount of discovery and based on effective preparation of counsel. See 18 U.S.C. § 3161(h)(8)(B)(ii) & (iv). Given these circumstances, the Court finds that the ends of justice served by excluding the period from June 15, 2006 to September 28, 2006 outweigh the best interest of the public and the defendants in a speedy trial. Id. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendants, the Court (1) sets a hearing for September 28, 2006 at 2:30 p.m. and (2) orders that the period from June 15, 2006 to September 28, 2006 be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) & (iv).

SO STIPULATED.

DATED: June 21, 2006

/S/
KYLE F. WALDINGER
Assistant United States Attorney

DATED: June 21, 2006

/S/
STEVEN GRUEL
Attorney for the defendant Nancy Tan

DATED: July 10, 2006


/S/
SHANA KEATING
Attorney for the defendant Johnny Lee Tan

DATED: June 23, 2006

/S/
STEVEN KALAR
Attorney for the defendant Kevin Pua

IT IS SO ORDERED.

DATED: July 17, 2006


JEFFREY S. WHITE
United States District Judge